

UNITED STATES BANKRUPTCY COURT
DISTRICT OF MARYLAND

IN RE:

OWEN D. MURRAY

Debtor

Case No. **19-11067-MMH**
Chapter 13

**MOTION TO DISMISS AND
NOTICE OF OPPORTUNITY FOR A HEARING**

Comes now, REBECCA A. HERR, Chapter 13 Trustee herein and states that the Debtor is in material default with respect to the terms of the plan as confirmed by the Court in that the payments by or for the Debtor has not been made as proposed.

The material default consists of \$4,300.01, representing 5.41 plan payments.

WHEREFORE, the Trustee moves that the subject case be dismissed pursuant to 11 U.S.C. Sec. 1307(c).

Respectfully Submitted,

/s/ REBECCA A. HERR

REBECCA A. HERR
CHAPTER 13 TRUSTEE
185 ADMIRAL COCHRANE DR.
SUITE 240
ANNAPOLIS, MD 21401
RHERR@CH13MD.COM

Date: October 26, 2022

**NOTICE OF OPPORTUNITY TO REQUEST A HEARING
TO THE DEBTOR AND COUNSEL OF RECORD**

You are notified of the filing of the foregoing Motion by the Trustee stating that the Debtor is in material default with respect to the terms of the confirmed plan and requesting that the subject case be dismissed pursuant to 11 U.S.C. 1307 (c).

You are further notified that unless a responsive pleading is filed with the Court stating facts which controvert, justify or explain the Trustee's allegations and a copy of said pleading is served upon the Trustee on or before **November 16, 2022** together with a request for a hearing thereon, this case will be dismissed on such date and the case will be closed. You are further advised that you may move to convert this case to a case under Chapter 7. If you desire to do so, such action must be filed with the clerk's office before **November 16, 2022**. A \$25.00 fee is required to the clerk's office for conversion to Chapter 7.

CERTIFICATE OF SERVICE

I hereby certify that on the 26th day of October, 2022, I reviewed the Court's CM/ECF system and it reports that an electronic copy of the Motion to Dismiss will be served electronically by the Court's CM/ECF system on the following:

Kim D. Parker kp@kimparkerlaw.com,
ecf_notices@kimparkerlaw.com;arc@kimparkerlaw.com;the-law-offices-of-kim-parker-pa-YXDdkaDPp
7@mycasemail.com
(Attorney)

I hereby further certify that on the 26th day of October, 2022, a copy of the Motion to Dismiss was also mailed first class mail, postage prepaid to:

OWEN D. MURRAY
221 TREHERNE ROAD
LUTHERVILLE TIMONIUM, MD 21093
Debtor

/s/ REBECCA A. HERR

REBECCA A. HERR
CHAPTER 13 TRUSTEE

RECEIPT HISTORY

Receipt Date	Receipt Source	Receipt Description	Receipt Amount
04/22/2019	5797738000	EPAY - Standard Payment	\$457.00
04/23/2019	5802082000	EPAY - Standard Payment	\$457.00
06/25/2019	5964055000	EPAY - Standard Payment	\$918.00
10/08/2019	6241341000	EPAY - Standard Payment	\$1,100.00
10/09/2019	6243490000	EPAY - Standard Payment	\$800.00
10/21/2019	6266757000	EPAY - Standard Payment	\$457.00
11/21/2019	6345413000	EPAY - Standard Payment	\$457.00
12/20/2019	6419710000	EPAY - Standard Payment	\$457.00
03/09/2020	6622127000	EPAY - Standard Payment	\$914.00
03/11/2020	6622127000	EPAY - NSF	\$(914.00)
03/12/2020	6633701000	EPAY - Standard Payment	\$914.00
08/20/2020	7024280000	EPAY - Standard Payment	\$3,321.00
03/16/2021	7527302000	EPAY - Standard Payment	\$4,422.00
10/08/2021	8004501000	EPAY - Standard Payment	\$1,600.00
11/22/2021	CARCHEX LLC	EMPLOYER PAYROLL DEDUCTION CHECK	\$397.32
12/06/2021	CARCHEX LLC	EMPLOYER PAYROLL DEDUCTION CHECK	\$397.32
12/27/2021	CARCHEX LLC	EMPLOYER PAYROLL DEDUCTION CHECK	\$397.32
01/07/2022	CARCHEX LLC	EMPLOYER PAYROLL DEDUCTION CHECK	\$397.32
01/24/2022	CARCHEX LLC	EMPLOYER PAYROLL DEDUCTION CHECK	\$397.32
02/22/2022	CARCHEX	EMPLOYER PAYROLL DEDUCTION CHECK	\$397.32
03/14/2022	CARCHEX LLC	EMPLOYER PAYROLL DEDUCTION CHECK	\$397.32
03/22/2022	CARCHEX LLC	EMPLOYER PAYROLL DEDUCTION CHECK	\$397.32
04/07/2022	CARCHEX	EMPLOYER PAYROLL DEDUCTION CHECK	\$397.32
04/22/2022	CARCHEX LLC	EMPLOYER PAYROLL DEDUCTION CHECK	\$397.32
05/06/2022	CARCHEX LLC	EMPLOYER PAYROLL DEDUCTION CHECK	\$397.32
05/20/2022	CARCHEX	EMPLOYER PAYROLL DEDUCTION CHECK	\$397.32
06/06/2022	CARCHEX	EMPLOYER PAYROLL DEDUCTION CHECK	\$397.32
06/21/2022	CARCHEX	EMPLOYER PAYROLL DEDUCTION CHECK	\$397.32
07/05/2022	CARCHEX LLC	EMPLOYER PAYROLL DEDUCTION CHECK	\$397.32
07/21/2022	CARCHEX	EMPLOYER PAYROLL DEDUCTION CHECK	\$397.32
08/30/2022	CARCHEX LLC	EMPLOYER PAYROLL DEDUCTION CHECK	\$397.32

TOTAL RECEIPTS: \$22,114.44